

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
(CAMDEN VICINAGE)

NATIONAL SPECIALTY INSURANCE COMPANY	CIVIL ACTION NO: 1:19-cv-21122-NLH-AMD
Plaintiff(s),	
vs.	
NEW JERSEY AMERICAN WATER COMPANY INC, F.W. SHAWL & SONS, INC.	STIPULATION OF DISMISSAL WITHOUT PREJUDICE PER FED. R. CIV. P. 41(a)(1)(A)(ii) & 41(c)
Defendant(s).	

IT IS HEREBY STIPULATED AND AGREED, by and between the above parties, through their respective counsel: Weber Gallagher Simpson Stapleton Fires & Newby, LLP, counsel for Plaintiff, National Specialty Insurance Company; Marshall, Dennehey, Warner, Coleman & Goggin, counsel for Defendant, New Jersey American Water Company, Inc.; and Cohen, Seglias, Pallas, Greenhall & Furman, counsel for Defendant, F.W. Shawl & Sons, Inc., that pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) and 41(c) the above captioned action, including all crossclaims and counter claims, be and are hereby dismissed without prejudice and with the expressed understanding and agreement that Plaintiff will refile its complaint in the Law Division of the Superior Court of New Jersey.

Each party shall bear its own attorneys' fees and costs associated with discontinuance of the above federal action and

Plaintiff's refiling of its declaratory judgment action in the
aforementioned New Jersey Superior Court.

The foregoing is stipulated to and agreed upon by:

Weber Gallagher Simpson Stapleton Fires & Newby, LLP
Attorney for Plaintiff,
National Specialty Insurance Company

By: _____/s/_____ Dated: January 22, 2020
Denise M. DePekary, Esq.
1 Crossroads Drive, Suite 102A
Bedminster, New Jersey 07921
(973) 242-1364

Marshall, Dennehey, Warner, Coleman & Goggin
Attorney for Defendant,
New Jersey American Water Company, Inc.

By: _____/s/_____ Dated: January 22, 2020
Dante C. Rohr, Esq.
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Cohen, Seglias, Pallas, Greenhall & Furman
Attorney for Defendant,
F.W. Shawl & Sons, Inc.

By: _____/s/_____ Dated: January 22, 2020
Jonathan A. Cass, Esquire
30 South 17th St.
United Plaza, 19th Floor
Philadelphia, PA 19103
Attorneys for Defendant

ORDER

IT IS on this ____ day of January, 2020, ORDERED THAT:

The foregoing Stipulation of the parties is accepted and approved, and this action is hereby dismissed without prejudice, with the understanding Plaintiff shall refile its complaint in New Jersey Superior Court, with each party to bear its owner attorneys' fees costs associated with same.

Dated:_____

NOEL L. HILLMAN, U.S.D.J.